

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**Civil Action No. 1:18-cv-12218-GBD**

MANFRED LAGEMANN, an individual; STEVEN KOENIG, an individual;  
MITCH STERCKX, an individual; AIVARAS CEPELIS, an individual;  
ROLAND MAWLABAUX, an individual; CAMERON PATTISON, an individual;  
THI THANH XUAN DIANA VU a/k/a DIANA VU, an individual;  
EDMOND TRUONG, an individual; VITALIY RUDENKO, an individual;  
and YEW HWEE NG, an individual;

Plaintiffs,

v.

JEREMY SPENCE, an individual; JAIME CRUZ-HERRERA, an individual;  
JOHN DOE NO. 1 a/k/a BLACKXANTUS, an individual;  
GERARD SPENCE, an individual; and EMILY SPENCE, an individual;

Defendants.

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**PLAINTIFFS' NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE  
AGAINST DEFENDANTS GERARD SPENCE AND EMILY SPENCE ONLY**

PLEASE TAKE NOTICE that, pursuant to Fed.R.Civ.P. 41(a)(1)(A)(i), Plaintiffs, by and through undersigned counsel, hereby DISMISS WITHOUT PREJUDICE the claims brought against **Defendants GERARD SPENCE, an individual; and EMILY SPENCE, an individual.**

Each party shall bear its own costs and attorneys' fees in this matter.

**This dismissal is not intended to have any effect on any other claims in this litigation.**

Respectfully submitted,

**SILVER MILLER**

By: /s/ David C. Silver  
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**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a copy of the foregoing was electronically filed with the Clerk of Court on this 15th day of February 2019 by using the CM/ECF system and that a copy will be sent via transmission of Notices of Electronic Filing generated by CM/ECF to: **ALEXANDRA F. MARKOV, ESQ.**, CARROLL WARREN & PARKER PLLC, *Counsel for Defendants Gerard Spence and Emily Pearce-Spence*, 188 East Capitol Street - Suite 1200 (39201), Post Office Box 1005, Jackson, Mississippi 39215-1005, E-mail: [amarkov@cwplaw.com](mailto:amarkov@cwplaw.com).

/s/ David C. Silver  
DAVID C. SILVER